

1 MARK JOSEPH KENNEY (State Bar No. 87345)

MARK I. WRIGHT (State Bar No. 228303)

2 SEVERSON & WERSON

A Professional Corporation

3 One Embarcadero Center, Suite 2600

San Francisco, CA 94111

4 Telephone: (415) 398-3344

Facsimile: (415) 956-0439

5 mjk@severson.com

miw@severson.com

6 JAMES RANDOLPH LIEBLER (FL Bar No. 507954; Admitted *Pro Hac Vice*)

7 CHRISTOPHER MICHAEL DRURY (FL Bar No. 0796751; Admitted *Pro Hac Vice*)

Liebler, Gonzalez & Portuondo, P.A.

8 44 W. Flagler St., Suite 2500

Miami, FL 33130

9 Telephone: (305) 379-0400

Facsimile: (305) 379-9626

10 jrl@lgplaw.com

cmd@lgplaw.com

11 Attorneys for Defendant

12 BANK OF AMERICA, N.A.

13
14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 SAN FRANCISCO DIVISION

17 CALIFORNIA PACIFIC BANK, a California
banking corporation,

18 Plaintiff,

19 vs.

20 BANK OF AMERICA, N.A., and DOES 1-20,
21 inclusive,

22 Defendants.

Case No.: C07-03330 JCS

**[PROPOSED] ORDER GRANTING
BANK OF AMERICA'S MOTION TO
DISMISS**

23
24 **ORDER**

25 Having considered Bank of America, N.A.'s motion to dismiss the complaint of California
26 Pacific Bank, the arguments of counsel, and the pleadings and files in this case,

IT IS HEREBY ORDERED that Bank of America, N.A.'s motion is GRANTED.

Dated: August ____, 2007

Magistrate Judge Joseph C. Spero
United States District Court